

Application No.: 10/721,279
Examiner: Prasad, Chandrika
Art Unit: 2839

Applicant: Phison Electronics Corp.

REMARKS

Present Status of the Application

Claims 1-6 remain pending in this application of which Claims 1-6 and has been amended to more explicitly describe the claimed invention. Furthermore, the Title of the Invention has been amended to more clearly indicative of the Invention to which the claims are directed. It is believed that no new matter adds by way of amendments to claims or specification, or otherwise to the application. For at least the following reasons, Applicant respectfully submits that Claims 1-6 are in proper condition for allowance and reconsideration of this application is respectfully requested.

Application No.: 10/721,279
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Objections to Specification

The Office Action objected to the Title of the Invention for not being clearly indicative of the invention to which the claims are directed.

In response thereto, Applicant would like to thank the Examiner for pointing out the informality and accordingly amended the Title of the Invention. After entry of the amendments to the Title of the Invention, it is believed that the above objections can be overcome. Reconsideration is respectfully requested.

Claim Rejection under 35 USC 102

The Office Action rejected claims 1-2 and 4-6 under 35 U.S.C. 102(e) as being anticipated by Chen et al. (US-6,796,500, hereinafter Chen).

Applicant respectfully disagrees and would like to particularly point out that it is well established that anticipation under 35 U.S.C. 102 requires each and every elements of the rejected claims must be exactly disclosed by a single prior art reference.

The present invention is directed to a memory card reader for electronic devices. The independent claim 1, among other things, recites at least [a USB connector, for connecting to a USB port of a computer; a cellular phone-connecting slot, for connecting to a cellular phone; and a memory card-connecting slot, connected to said control chip, for receiving a memory card, wherein through said control chip and USB connector, said memory card-connecting slot can process data saving or retrieving to or from said computer, the data saving or retrieving step to or from said memory card, wherein data connection to from said cellular phone, and charging of said cellular phone, are performed simultaneously]. The advantage of the above features is that at least the overall operation speed can be effectively increased.

Application No.: 10/721,279
Examiner: Prasad, Chandrika
Art Unit: 2839

Applicant: Phison Electronics Corp.

Applicant respectfully submits that the proposed independent claim 1 is allowable over Chen for at least the reason that Chen fails to teach, disclose or anticipate every features of the claimed invention. More specifically, Chen fails to teach, disclose or anticipate a memory card reader comprising at least [a memory card-connecting slot, connected to said control chip, for receiving a memory card], as required by the proposed independent claim 1. Instead, Chen substantially discloses a business card reader comprising a charging cradle 2, a shell 3, a base 4 and a printed circuit board 5. Furthermore, Chen substantially teaches that the base 4 comprises a scanning unit mounted on the pivoting seat 42 and a paper feeding seat 44, wherein the paper feeding seat 44 has a paper feeding slot 440 (please see line 65 of col. 2 to line 6 of col. 3.) Therefore, is clear that the element referred by the numeral 440, which the Examiner interpreted to be equivalent to the memory card-connecting slot of the claimed invention, is in fact a Paper-Feeding Slot (440) (line 5 of col. 3). Therefore, Applicant respectfully submits that the interpretation of Paper-Feeding Slot 440 as being equivalent to the Memory Card-Connecting Slot of the claimed invention was due to an error. Thus, it is clear that Chen substantially fails to teach or disclose a memory card-connecting slot for receiving a memory card, instead Chen substantially discloses a Paper-Feeding Slot 440 for receiving a business card (7) or a paper. Therefore, Chen cannot possibly anticipate claim 1 in this regard.

Furthermore, because Chen substantially fails to teach or disclose a memory card-connecting slot for receiving a memory card, therefore Chen cannot possibly teach, disclose or hint the advantages of retrieving and storing the data from the memory card in the cell phone and or the computer (connected to the memory card reader), or retrieving and storing the data stored in the cell phone and or the computer (connected to

Application No.: 10/721,279
Examiner: Prasad, Chandrika
Art Unit: 2839

Applicant: Phison Electronics Corp.

the memory card reader) in the memory card, as recited by the proposed independent claim 1, instead Chen substantially teaches a scanning unit 43 and a Paper-Feeding Slot 440 for receiving/scanning a business card (7) and transmitting the scanned data to the PDA 6. Therefore, Chen cannot possibly anticipate claim 1 in this regard as well.

Therefore, Chen substantially fails to teach or disclose each and every features of the proposed independent claim 1, and therefore Chen cannot possibly anticipate claim 1 in this regard.

Claims 2 and 4-6, which directly depend from the proposed independent claim 1, are also patentable over Chen at least because of their dependency from an allowable base claim.

For at least the foregoing reasons, Applicant respectfully submits that claims 1-2 and 4-6 patently define over Chen and therefore should be allowed. Reconsideration and withdrawal of the above rejections is respectfully requested.

Claim Rejection under 35 USC 103

The Office Action rejected claim 3 under 35 U.S.C. 103(a) as being unpatentable over Chen.

Applicant respectfully disagrees and would like to point out that slot for connecting to the battery still cannot cure the specific deficiencies of Chen for at least the same reasons discussed above. For at least the same reasons, Applicant respectfully submit that claim 3 also patently define over Chen. Reconsideration and withdrawal of the above rejections is respectfully requested.

Application No.: 10/721,279
Examiner: Prasad, Chandrika
Art Unit: 2839

Applicant: Phison Electronics Corp.

CONCLUSION

For at least the foregoing reasons, it is believed that all the pending claims 1-6 of the present application are in proper condition for allowance. If the Examiner believes that a telephone conference would expedite the examination of the above-identified patent application, the Examiner is invited to call the undersigned.

Respectfully submitted

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